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October 10, 2023

**VIA ECF**

Hon. Edgardo Ramos  
United States District Judge  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, New York 10007

Re: *Khan Funds Management America, Inc., et al. v. Nations Technologies Inc. et al.*, No. 1:22-cv-05055-ER (S.D.N.Y.)

Dear Judge Ramos:

We are counsel for Plaintiffs Khan Funds Management America, Inc. and Xuefeng “Eric” Dai (“Plaintiffs”). We are in receipt of the Court’s order dated September 19, 2023, granting Optimum Semiconductor Technologies Inc.’s (“OST”) Motion to Dismiss (Dkt. 74) and the Court’s order dated September 21, 2023, granting Plaintiffs leave to file a further amended complaint to address the Motion to Dismiss decision regarding OST (Dkt. 76), and setting a deadline for that filing of October 23, 2023. We are continuing to evaluate with our clients whether or not to file a further amended complaint. We request that the deadline be extended by 30 days to be able to make an informed decision and prepare the amendment, if our client decides to do so. We therefore respectfully request that the deadline within which Plaintiffs must file their amended complaint (if any) be extended to November 22, 2023.

OST does not oppose this request.

We thank Your Honor for his consideration.

Respectfully submitted,

/s/ Akiva Shapiro  
Akiva Shapiro

Cc: All Counsel Of Record (via ECF)

**MEMO ENDORSED**

The request to extend the date by which the amended complaint must be filed, until November 22, 2023, is granted. SO ORDERED.



Edgardo Ramos, U.S.D.J.

Dated: October 11, 2023

New York, New York